

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

**IN RE: PROCESSED EGG PRODUCTS
ANTITRUST LITIGATION**

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**MDL No. 2002
08-md-02002**

**THIS DOCUMENT RELATES TO:
All Indirect Purchaser Actions**

**INDIRECT PURCHASER PLAINTIFFS' RENEWED MOTION FOR CLASS
CERTIFICATION**

Pursuant to Rule 23 of the Federal Rules of Civil Procedure, Indirect Purchaser Plaintiffs (“Plaintiffs”) hereby move this Court for an Order certifying this action as a class action.

Plaintiffs respectfully request that the Court certify the following Injunction Class in this action:

INJUNCTION CLASS

All individuals and entities in the United States that, during the Class Period from October 1, 2006 through the present, purchased brown or white shell eggs¹ from a retailer for their own use and not for resale and that intend to purchase shell eggs in the future. Specifically excluded from this class are Defendants’ subsidiaries and affiliates, as well as individuals and entities whose only purchases of shell eggs are purchases of “specialty” shell eggs (such as “organic,” “free range,” or “cage free”) or hatching eggs, which are used by poultry breeders to produce breeder stock or growing stock for laying hens or meat.

Each Plaintiff meets all the requirements for appointment as Class Representative of the Injunctive Class. Accordingly, Plaintiffs move for an order appointing following individuals and entities as class representatives:

Residence	Class Rep
Arizona	Nathan Levi Esquerro
Arizona	Scott Friedson
California	Morris Clement

¹ “Shell eggs” are defined as eggs produced from caged birds that are sold in the shell.

Residence	Class Rep
California	Jessica Swift
California	Pilar M. De Castro & Co, Inc.
Florida	Jeanne Rice
Florida	Joan Gibbons
Iowa	Julia McGuire
Kansas	Donn Camlin
Kansas	Thomas Williams
Massachusetts	Patricia Flynn
Massachusetts	Elizabeth Priest
Michigan	Martin Gojcaj
Michigan	Thomas Roth
Minnesota	Sharon Defren
Mississippi	Leanne Hardin
Nebraska	Dustin Crenshaw
Nebraska	John Anthony Spracklin
Nevada	Rachelle L. Hagendorf
Nevada	Charles Shoten
New York	Thomas McManus
New York	Mark Moynahan
North Carolina	Lynsey Allen
North Carolina	Amy Fairchild
South Dakota	Rhonda McGrath
Tennessee	James Anderson
Tennessee	Glenna Sue King
Utah	Michael Dobson
Vermont	Sandra Drown
West Virginia	Lester Skinner
Wisconsin	Robert Nelson
Wisconsin	Jason Oldenburg

In addition, Plaintiffs move for an order appointing the law firms of Lovell Stewart Halebian LLP, Meredith & Narine, Milberg LLP and Straus & Boies, LLP as Co-Lead Class Counsel.

This motion is supported by (1) the accompanying memorandum of law, and all exhibits attached thereto and/or referenced therein; and (2) the Declaration of Krishna B. Narine and all exhibits attached thereto and/or referenced therein; and (4) such other evidence and argument as may be presented at or before the hearing of this motion.

Plaintiffs respectfully request that this Court grant this motion for class certification, appoint plaintiffs as class representatives, and appoint the undersigned as class counsel.

Dated: October 23, 2015

Respectfully submitted,

/s/ Krishna B. Narine

Krishna B. Narine

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